

D. Lawrence
Attorney Docket No.: 70012IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : COCOLA et al
 Serial No. : 09/767,046 ✓
 Confirm. No. : 4570
 Filed : January 22, 2001
 For : A TEST TUBE FOR...
 Art Unit : 1743
 Examiner : Dwayne K. Handy
 Dated : August 26, 2003

Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

EX-12-1450-AUG-16-2003
TC 1700

PETITION UNDER 37 CFR 1.136 (a)

Sir:

The Office Action dated April 1, 2003 provided for a shortened statutory period for response of three months.

The shortened statutory period expired July 1, 2003.

Since the attached response is being filed within the second month pursuant to 37 CFR 1.136(a) Examiner is respectfully requested to charge attorney's deposit account no. 13-0410 the appropriate petition fee of \$410.00 (fee code 1252).

Respectfully submitted
 for Applicant(s),

By:

Theobald Dengler
Reg. 54,078 for

Theobald Dengler

Reg. No.: 34,575

For: McGLEW AND TUTTLE, P.C.

08/28/2003 NLAWRENCE 00000001 130410 09767046

01 FC:1252	410.00 DA
02 FC:1201	504.00 DA
03 FC:1202	126.00 DA
04 FC:1814	110.00 DA <i>TD if 700125</i>

DATED: August 26, 2003
 SCARBOROUGH STATION
 SCARBOROUGH, NEW YORK 10510-0827
 (914) 941-5600

SHOULD ANY OTHER FEE BE REQUIRED, THE PATENT AND TRADEMARK OFFICE IS HEREBY REQUESTED TO CHARGE SUCH FEE TO OUR DEPOSIT ACCOUNT 13-0410.